App. F. IX-4

Previous References

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(Law)

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File No. 102-29

Serial Nos. 1 & 2

Later References
P.P. 16-30-19, 20
P.P. 5-33-10
65-36-1
16-38-1

Present
M.
17/11/43

General and Revenue Secretariat.

Serial Nos. 3 to

Part B for 11 Aug 1930

SUBJECT

Re-Election for H. L. G. American Consulate & Trade

General and Revenue Secretariat.

File No. 103 of 1929.

Serial No.	
1	Letter No 1220/254/1929 dated 8th Jan. from the Residency, forwarding a Questionnaire in original from the Inter American Commission of Women and requesting answers to be furnished if thought fit by post.

The questionnaire mainly deals with the laws and customs relating to Nationality as it affects women in Mysore.

The British Nationality and Status of Aliens Act of 1914 as amended in 1918 and 1922 does not apply to Mysore As already noted in another file, now before the Asst Sec (Pol. Dns. 3586, 3783 of 1929 there is no international law on the subject or in other words, there is no uniform rule regarding the subject among the various nations of the world In Mysore, we have no statute law dealing with this matter and it is rather doubtful if it can be said that there is any custom governing the subject of nationality.

Certain Regulations, e.g section 90 of the District Board Regn and certain rules such as those relating to the admission to the Civil service, the French

said to be acquired by residence in the
Mysore State ~~by~~ or in the CXHCSLX
for a period of not less than 5 years

It is however not clear whether
the acquisition of nationality by birth
referred to above is by birth in the
Mysore State or by birth anywhere but
to Mysore subjects. In other words it
is not clear whether the legislature
of Mysore has adopted the principle
of jus soli or jus sangu ~~inis~~ as
of acquisition of the ~~mans~~ of Subjecthood
by birth.

As regards effect of marriage on
nationality, the conditions for loss of
nationality and the difference, if any,
the nationality law between legitimate
illegitimate child, questions ~~answers~~ in
the questionnaire sent. The law in
Mysore is obscure

The reason for this appears to
be that the question of nationality
in Mysore is one that rarely arises
as the rights and privileges enjoyed

by Subjects of the State who enjoy
enjoyed under the law by what may be
termed resident or domiciled aliens.
It is however possible to think of cases
where such questions arise for instance
whether an alien woman marrying a mysorean gets the
right to vote at a District Board election
if otherwise she is qualified, or whether she
can get that right only after she upholds
here five years of residence in mysore & thus
acquires becomes a Subject of mysore by
Domicile.

Part unless such concrete cases
arises and are Decided by proper tribunal
or unless the legislature lays down definite rules
on the Subject, it is very doubtful if
proper answers can be given
Questionnaire sent by the Residency
Under the Circumstances, it is for
whether the Residency may not be
informed that the Government do not
wish to furnish the information asked
for by the Inter American

The information required in the questionnaire is as to the effect of marriage of a Mysore subject with an alien. The political status of the parties is a matter which in the British Dominions is governed by the British Nationality & Status of Aliens Act (which is supplemented in British India by the Indian Naturalisation Act of 1926). In Mysore there is no nationality law, and the points referred to in the questionnaire do not therefore arise. A draft reply is put up.

Secy

To

The Secy to the Resident

Vol 1167

States that no [illegible] for answering it can be given. Mysore has no nationality regulating the matters to which it is referred by the Co

All communications should be addressed to the Secretary to the Resident in Mysore Bangalore, by designation and not by name.

No. 420 Enc. 2
254/1929.

Poc. 1172

From

Major G. Loch,

SECRETARY TO THE RESIDENT IN MYSORE,

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
Law Department.

Dated Bangalore, 8th February, 1930.

Subject.

Certain enquiries regarding the legal status of women in Mysore.

Sir,

I am directed to forward a copy of a letter dated the 2nd July, 1929, with the Questionnaire (in original), from the Chairman, Inter American Commission of Women, Pan American Union, Washington, asking for certain information regarding the position of women in Mysore.

2. I am to enquire whether the Government of Mysore would care to furnish the information asked for by the Chairman of the Commission and, if so, to request that the suggestions for answers to the questionnaire and the original questionnaire may kindly be forwarded to this Residency

I have the honour to be,
Sir,
Your most obedient servant,

G. Loch
Major,
SECRETARY TO THE RESIDENT.

ASB

Inter American Commission of Women.

Miss Doris Stevens
Chairman.

Pan American Union,
Washington, D.C., U.S.A.

July 2, 1929.

S. E. Pears, Esq.,
Bangalore, Mysore.

Dear Mr. Pears:

The Inter American Commission of Women is a juridical Commission charged with making a research of the legal position of women. It was created at the 6th Pan American Conference which met in Havana in 1928. The personnel of this Commission is appointed by the respective governments of the twenty-one Republics of this hemisphere. Its headquarters are in the Pan American Union, in Washington, D.C.

One of the subjects of research which we have undertaken is a world study of the laws and customs relating to Nationality as it affects women. This study will be printed and used as an authority both on this hemisphere and at the Hague Codification Conference in 1930.

Our research comprises not only all those countries, of the world where printed laws are of easy access to us, but also a study of the laws of the more remote places of the earth of which there are no records available at the Congressional Library in Washington

With the enclosed questionnaire as your guide, will you endeavour to report to us what the prevailing custom is in Mysore. If you can secure any written record representing this custom, in no matter what language or characters, will you please send it on to us. If the local Governor or some other authority has the only available written record, or other

evidence will you request him to write a covering letter saying that your answers to these questions are also his understanding of how the custom functions in Mysore.

Since we have no U. S. Consul in Mysore, we appeal to your graciousness and generosity to help us secure this information. We shall be ever grateful for this, as we do not wish to exclude any corner of the earth in our printed volume.

With warmest appreciation of your cooperation, believe me,

Faithfully yours,

Sd/- Doris Stevens.
Chairman.

Encl: 1 Questionnaire.

P.S.- Are we wrong in assuming that Mysore does not come under the British Nationality and Status of Aliens Act of 1914, amended 1918 and 1922? If the nationality of a woman of Mysore is regulated by this act, will you please so inform us, but still give us the benefit of information as to customs which may still be in existence though not conforming to the British Nationality and Status Aliens Act.

" C o p y "

No 8 24/4/30

The Secretary

to the Hon'ble the President

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Sir,

With reference to your letter No. 1220 dated the 8th Feb 1930 forwarding the questionnaire issued by the Inter American Commission of women, Pan American Union Washington, I am directed to state that no suggestions for answering it can be offered as Mysore has no nationality law regulating the matter on which information is required by the Commission. The original questionnaire is returned herewith as desired.

To

The Secretary to the

Hon'ble the Resident.

Sir,

With reference to your letter No. 1220 dated the 8th February 1950 forwarding the questionnaire issued by the Inter American Commission of Women, Pan American Union, Washington, I am directed to state that no suggestions for answering it can be offered as Mysore has no nationality law regulating the matters on which information is required by the Commission. The original questionnaire is returned herewith as desired.

I have etc.,